
The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Michelle Ducharme.

DIGEST

Present law provides that the 16th Judicial District shall be composed of the parishes of Iberia, St. Martin, and St. Mary and the district shall have eight judges.

Proposed law creates two new judicial districts by dividing the 16th Judicial District.

Proposed law provides that the 16th Judicial District shall be composed of Iberia Parish, the 43rd Judicial District shall be composed of St. Martin Parish, and the 44th Judicial District shall be composed of St. Mary Parish.

Proposed law provides for the transfer of cases from the 16th Judicial District to the 43rd and 44th Judicial Districts.

Proposed law creates a Judicial Expense Fund for the 43rd and 44th Judicial Districts.

Present law provides for a Parish Judicial Operation Fund in the parishes Iberia, St. Martin, and St. Mary.

Proposed law creates separate Parish Judicial Operation Funds for the parishes of Iberia, St. Martin, and St. Mary.

Present law provides for the posting of criminal bonds in the parishes of Iberia, St. Martin, and St. Mary.

Proposed law retains present law.

Proposed law provides that the governing authority of St. Martin Parish is authorized to pay all or part of the salaries of law clerks employed by the 43rd Judicial District out of the Criminal Court Fund.

Proposed law provides that the governing authority of St. Mary Parish is authorized to pay all or part of the salaries of law clerks employed by the 44th Judicial District out of the Criminal Court Fund.

Present law provides that the parish school boards and governing authorities of the parishes of Iberia, St. Martin, and St. Mary may each contribute up to \$100,000 annually to the district attorney of the 16th Judicial District to help defray the cost of providing legal services to certain boards and commissions.

Proposed law removes authorization for St. Martin and St. Mary Parishes to contribute \$100,000

annually to the district attorney of the 16th Judicial District.

Present law provides that there shall be 21 assistant district attorneys in the 16th Judicial District.

Proposed law reduces the number of assistant district attorneys in the 16th Judicial District from 21 to seven.

Proposed law provides that there will be seven assistant district attorneys in the 43rd Judicial District and seven assistant district attorneys in the 44th Judicial District.

Present law provides that the 16th Judicial Districts shall have a first, second, third, fourth, and fifth assistant district attorneys who make additional compensation paid by the parishes of the 16th Judicial District.

Proposed law retains the first assistant district attorney in the Sixteenth Judicial District and creates a first assistant district in St. Martin and St. Mary Parish.

Proposed law provides for additional salary paid to the district attorneys for the 43rd and 44th Judicial Districts and to the first assistant district attorneys for the 43rd and 44th Judicial Districts.

Proposed law provides for the governor to call a special election in St. Martin on the proposition that the 43rd Judicial District be created, effective January 1, 2015.

Proposed law provides for the governor to call a special election in St. Mary on the proposition that the 43rd Judicial District be created, effective January 1, 2015.

Proposed law provides that there shall be two judges in the 43rd Judicial District and three judges in the 44th Judicial District.

Proposed law provides for the office of the district attorney of the 43rd and 44th Judicial District and provides for his jurisdiction, compensation, elections, and term of office beginning on January 1, 2015.

Proposed law provides that the clerk of court and sheriff of St. Martin and St. Mary Parishes shall retain their powers, duties, and functions of office in the 43rd and 44th Judicial District, respectively.

Proposed law provides for a special effective date of January 1, 2015, for the creation of the 43rd and 44th Judicial Districts and the offices of judge and district attorney of the 43rd and 44th Judicial Districts, if in the special election a majority of the voters of St. Martin and St. Mary parishes approve the referendum. Provides, however, that if the majority of voters in St. Martin Parish fail to approve the referendum and if the majority of voters in St. Mary approve the election, then the Sixteenth Judicial District will be composed of Iberia and St. Martin Parish and the 44th Judicial District shall be composed of St. Mary Parish. Provides, however, that if the majority of voters in St. Mary Parish fail to approve the referendum and if the majority of voters

in St. Martin parish approve the election, then the Sixteenth Judicial District will be composed of Iberia and St. Mary Parishes and the 43rd Judicial District shall be composed of St. Martin Parish.

Proposed law provides that the Act shall become effective if and when the proposed constitutional amendment amending Article V, Section 15(B) is adopted at the statewide election to be held on November 2, 2010, and becomes effective.

(Amends R.S. 13:477 (intro paras) and (16), 621.16, and 999, R.S. 15:85.2(A), 571.11(C) and (G), R.S. 16:2(F), 51(A)(16), 351, 352, 354 and 359, and R.S. 40:1502.1(C)(2)(c); adds R.S. 13:477(43) and (44), 623, 624, 625, 996.67, 996.68, 999.1 and 999.2, R.S. 15:85.3 and 85.4, R.S. 16:51(A)(43) and (44), 931-933, 941, 942, and 943; repeals R.S. 16:355, 356, 357, 358, 358.1, 358.2, and 360)